App F IX 4

1946

File No 110-46

Previous References

(ml)

ml 119-41 (71-73, 79 216, 220
53-18 (114) 225, 226)

Serial Nos ~~00~~
17, 18

Later Reference s

GENERAL AND REVENUE SECRETARIAT

Serial Nos Serial Two

Part B for March 47

SUBJECT

Construction of a Cinema Theatre at Dhaikal by Mr R T Govinda Rao

6064
2

Three petitions from the muslim residents Harichan protesting against the grant of license to one M R T pavuda Rao for the construction of a cinema at the place

1) orders of the minister Esq — (may be sent to the D C for a report on the matter"

(sd) HS 18/3

2) memo is putup in one of the petitions accordingly
MA 2/4

3) Done
2/4/45

SA
MA 10/4

L 9866
3/4/45

Telegram & from one M Syed Abdur Rubb objecting against the grant of license for the construction of a cinema at Harichan

Objection against the construction of cinema at Kanchan

4/ The ~~fact~~ previous petitions received in this respect have been sent to the D.C Chitaldrug at for a report

This will be sent, if approved, in continuation of the same requesting the D-C to send the report called for immediately
A memo is put up according
5/ subject with reference to para 1 supra

ma 14/4

6/ Asst Commr
Signed 10283
14/6/1945

Sub A
14/4

From The D C Chitaldrug
No A6 2201/44 dt 18-5-45
And a report on the matter

7/ subject
certain muslims of Kanchan Town protested against

re construction of a cinema at Hanuman

The grant of licence to me on R T Gunda Rao at the place for reasons stated in their petition 8/ the D-C Chitaldrug of from whom a report was called for in the matter states that the site for the construction of a cinema is situated in a lay out prepared and approved by the Govt Architect and that the design of the building for a cinema theatre was also approved by the Govt Architect Permission has therefore, the D-C reports, been granted to M Gunda Rao for the construction of a cinema and M Gunda Rao has also been directed to construct the building on the lines suggested by the Govt Architect & the Executive Engineer

9/ In the circumstances, the Court is of opinion that there was no error in the conclusion of the petitioner in this respect.

10/ Subject to the foregoing and under with reference to paras 1 supra

The order is set aside

re construction of cinema at Hawkhurst

C F 69]
Continuation Sheet. File No 1672 / Current No 2972/2 of Page

11) The residents have also protested against the erection of the building for cinema at the (site) place. It is suggested that the D.C. obtain by a report specifically on the matters alleged in the petition

Ld 4/6/45

13) Submitted with a draft letter

Ld 4/6

14) Answered 11/6/45

The D.C. should report

L 12-30 6 Q 20/6/45

calls for certain information

Petition from residents of Hawkhurst protesting against the grant of licence to the Rural Council for the construction of a cinema at the place.

15) The report called for from the D.C. was awaited. A draft letter put up forwarding the petition now received & calling for the said report early

16) Ld 14/11

Serial No

To,

The D.C. Chittagong

Memo No. 4106 G. 24-11-45

calls for a report.

Letter No. A6-C-2201/44-G. 31-1-46 from the D.C. Chittagong forwards a report

17) submitted with a note on the matter.

a) The Muslim residents of Hautan Town submitted a petition protesting against the grant of license to one M. R. T. Gomia Rao for the construction of a cinema in the Nasirkhana extension on certain grounds. The grounds on which they protest and the D.C.'s remarks on each of them are noted below.

grounds of the petitioners	D.C.'s remark
1 The president of the Municipality has given a license to M. Gomia Rao in contravention of the rules under the Cinematographs Act	The president has issued the license by virtue of the powers vested in him as per building bye-laws in force in the Municipality — Vide item 3 of the rules

NOTE—Contn Sheet

File No. of 194 | General and Revenue Secretariat

		Serial No
held II & III) That the site ~~selected~~ by Mr Govinda Rao at the place was acquired and no site has been given to him in lieu of the same	The connected site was not ordered to be acquired, as seen from the notification dtd 6 Jan and no proceedings for the acquisition of this site were taken up vide para 4 of the D.O. letter	
IV & V) That the site on which a cinema is proposed to be constructed was ordered to be kept as reserved space and the same should not be disposed of for any construction and finally there was an old factory standing on the said site which was ordered to be removed	There was a ground nut factory at the place in view of the protest made by the residents of Hanamkonda Town on account of the situation of the factory in the centre of the place, there was proposal to acquire the spot but later on, as Mr Govinda Rao himself has removed the machinery etc from the building, the question of shifting the factory was postponed & accepted by the Govt Vide para H	

Serial No

VII) Even though a stay order was issued by the Sub Magistrate to Mr R T Gowda Rao, as the site ~~was~~ is in Mohammadan locality, Mr R T Gowda Rao was still going on with the construction work

the work was formally ordered to be stopped, as he was using inferior material for the construction. Now, the work is ordered to be taken up, inview of the fact that the Executive Engineer has since approved the plan & the specifications

18) The D C from the reports that he finds "to see" how the existence of a few tombs can stand as an impediment for the construction of the theatre" at the place for reasons stated by him at para 7 of his report.

19) In the above circumstances, he is of opinion that the objections raised are not ~~entitled for~~ Valid

20) In this connection, it is submitted that as seen from the first allegation, the President of the

NOTE—Contn Sheet

5357/L re cinema of Mr R T Govinda Rao

File No | at Tanjore of 194 | General and Revenue Secretariat

Serial No

of the Md. el has issued a licence for the construction of a cinema the objection seem, to be available one, in view of the fact that no person other than a District Magistrate shall give a licence for the construction of a cinema, as provided in sections 3 & 4 of the cinematograph Act. (A copy is enclosed)

21) As seen from the report of the D C & the records, the local Md el have also not approved the grant of licence to Mr Govinda Rao for the purpose it is in the authority of the Dt himself, he took up the investigation with

22) In these circumstances, it is for views of Police Branch may not be consulted as to whether the licence granted by the President without the approval of the District Magistrate holds good in this case

23) Subject with reference to paras 1 & 11 supra

Mad 13/2/46

1.) Two telegrams dated 10/2/46 one addressed to the Law Minister and the other to the Minister for Agriculture & Forests to be from one Mr. D. Mahammad Ibrahim

6928/P of 45 S & V S

General and Revenue Secretariat | File No | of 194 | [App F III-2

Serial No

5875/41

R a member, Uttarkan — have been received, protesting against the grant of the licence for the construction of a cinema have been received from them

2) Another petition dated 11 2 45 from certain Muslim residents protesting against the Construction of the Cinema theatre at Uttarkan by Mr R D Sharma addressed to the Secretariat is also putup

3) The report received from the D C Chittagong is for perusal Since newspapers relating to the subject are being dealt with in the Press Branch, that branch will be requested to put up these papers.

4) Reference Rev Secy's notes in Para 4

Rev Secy 14/2/46

5) Submitted putting up the connected papers since

P W Branch Secy 15/2/46

2) Secretary Rev Minister for Minister for Agr desire that these papers should be put up to readers immediately

Sd/- 15/2/46

Under file

The papers of the Press Branch on the Subject are put up

Same is already available in the Secretariat Records and the case of the

NOTE—Contn Sheet

Municipal

File No | of 194 | General and Revenue Secretariat | C

Serial No

Kumbarakarai Mosque in Kandy Town in spite of the fact that with the Consent it was closed and a new Mosque was built in 1940 at Government Cost - The proposed Construction of a building for theatrical purposes attached with noise & bustle especially in the quiet hours of evenings when Muslems go for prayers to their religious institutions very closely, will certainly foment an additional point of agitation aggravating the Khadim festival Still - It is very easy now to avoid the Construction without annoyance to either side but after the construction the same trouble with increased vigour and vengance will arise in future

The file will be returned to the L S G Branch

25/2 , The Commissioner papers are put up desire

Assistant Secretary (Legislative) 15.2.46

Kind reference is invited to the portion marked A

R 7 Surendra Rao's Cinema at Hoshiarpur

General and Revenue Secretariat | File No | of 194 | [App F III-2

Serial No

para 7 - Page 3 of the PVD which contains the report of the DC. Both stated that he inspected the spot on 11.7.46 and has permitted Mr R.S. Surendra Rao to proceed with the construction of the cinema building.

3) In the meanwhile there have been sent a number of telegrams & a petition by the Muslim residents of Hoshiarpur protesting against the construction of the cinema. The DC has answered all the points raised by the petitioners as have been stated at para 17 supra.

3) In view of the above facts, it is for orders if the construction of the cinema may be stayed pending further consideration of the subject (Refer para 28 supra)

Revised to 15/9/46

3) This is a trifling matter and the DC has unnecessarily given room for agitation. There was no mortal hurry in issuing orders for construction of the theatre. In view of the

File No 648/L of 194 | General and Revenue Secretariat

Serial No

Special Circumstances of the Case, a Stay order may issue pending detailed Examination from all points of view.

Hariharan has been the Scene of Communal trouble in the past. We have to take a determined Stand after due deliberation where Communal interests are likely to Clash.

Hans
27/2/46

Minister for Agr)

38) Rw Secy - Please see me

[The Reports of the DC's (present & previous) do not indicate that there has been undue haste or any basis for Communal fears or suspicions]

Mad
28/2

39) Kind reference is invited to telegram (Flagged "Gr") received from the Petitioners Ubaidur & others complaining of Hariharan that his theatre

under Construction should not be allowed in the Muslim locality. These telegrams have been addressed to the Minister for Revenue, Minister for Agr & Law Minister --.

40) Petitions flagged. "F" & "N" have been addressed to the Dewan & the Minister for Revenue to the Effect that permission to construct the Cinema theatre in the Muslim locality & near to Kabarastan should not be granted. The petitioners refers to the Existence of Strained relationship between Hindus & Muslims & the grant of a license would accentuate it.

41) Kind reference is also invited to the note of the Protection Branch in paras 31-32 Supra where it is suggested that the Const n. of a theatre would Embitter feelings between the two Communities

[illegible] permission of Harihar on the construction of a cinema by Mr. Govinda Rao 535/45

4) Further reference is invited to the file on the Muzrai Dept. branch (linked) relating to the Sri. Continued agitation of the 5526
7. Sri Mushirs of Harihar for using the [illegible] Mosque building.

Minister for Agr. [illegible]
2/3/46

Please see me

[illegible]
25/3

[illegible]
26/3/46.

Rev Secy

Noted. This file was linked to the file relating to the construction of a Cinema Theatre by Mr. Govinda Rao at Harihar. The Dy Commr Chitaldrug Dt has permitted the party to proceed with the construction of the theatre subject to the conditions mentioned by the Govt Architect being attended to.

The file was ordered to be closed as no further action was called for. Wait orders whether this file may also be closed

Vide link file 1554 V 5579 VS (46-47)

5353/2. (WS-WS)

PL put up a draft letter

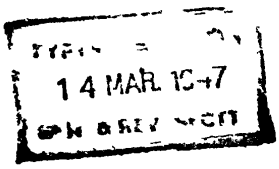
with reference to the Dy Secy's letter

Enclosure from Collectors dated 10/47 returning

and 5305 (WS-WS) the records of the Dist Office

for his office on the subject for record

8/8/47



Sent with a draft letter for appl

12/3

13/8/47

To the Dy Commr, Chitaldrug

No L/1265 dt 15-3-47

Returns the records

13/8/3

4402
1

By Registered

SLGY LAW DEPT
2/1/44
GOVT OF MYSORE

2/1/44

వేప్పనహాళ్ సార్వభౌమ - కోర్టు తీర్పు
వరదక్షిణాదస్య - తంతరవ వాది నగ్నావ రుణకోర్టు తీర్పు
వ్యాజులవుంతిరాలు వ కాశ్చిజనకర్ణ 6 ఖండ - కొ 27-12-44

ఇదేటప్పటికి దుబ్బరేవ్ మాస్టర్ శ్రీధరరావు గారు ఇక్కడ
కోర్టు వారి తీర్పులు (అనగా R T కోర్టు వారి తీర్పులు) వాటి
మాకు తెలియజేయడానికి (చూడ) వాటి క్రింద వివరించిన
రవిస్తే లేదు అని వారు అనుచరులు వారికి తెలియజేసిన
రువు తీసుకు ఇవ్వ మనకి తెలియజేయండి అని
అక్కడ తీర్పు ప్లీడర్లు అందరు వచ్చి ముద్దయిలు
ప్రాంతాలు మాకు వేరే క్రొత్తవారిని వకీలుగా పెట్టుకోవడానికి
అని వారు మొదలు ముద్దాయిలు వారి వారి వకీలుగారికి
గారు వేరే కొత్తవారిని పెట్టుకోవడానికి అనుమతి
అని తీర్పు చెప్పడం అయినది తరువాత (డిస్ట్రిక్ట్ జడ్జి)
యిన మేజర్ కాన్వాల్ గారు వీరి మాదిరి కోర్టులో
తులకు వ్యతిరేకంగా ఇంకా వేరే ముద్దాయిలు వారు ఇవ్వడానికి
లో మాకు తీర్పు వచ్చిన తరువాత అని తీర్పు
వీరు మాకు అంతకు ముందు రాత్రి కోర్టులో తీర్పు
రమీలు అన్నారు తీర్పు తేదీ 1940 సంవత్సరం
మైసూర్ ప్రభుత్వారి వీరిపై అప్పీలు చేయడానికి
వారి తరపున ప్లీడర్లు (vide resolution) వీరు
రుగా 1943 వ సంవత్సరం అక్టోబర్ నెలలో
శ్నను పరిచి అప్పీలు చేయడానికి వీరు
ఎ అంశము అనగా ఎన్నికలు అని
యునివర్సిటీ అయినా మళ్ళీ అని
శేషయ్యంగార్ వకీలు గారు
వ భోజనాలు ప్రార్థన చేసి

N Bakkappa

Rec'd 19/2

L.7774 / Dil dt 5th Feb 45

Forwarded with compliments to the Deputy Commissioner, Chitaldrug District, for favour of a report in the matter. Very early.

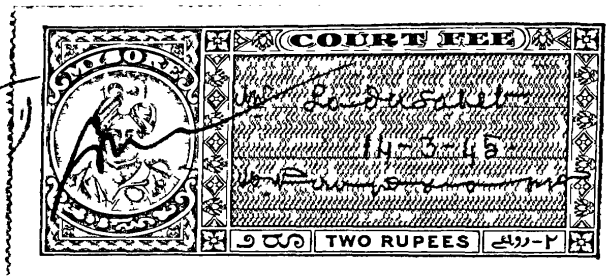
A6 - 251 / 1942 / 44 45

Forwarded to the President Town Municipal Council, Harihar for submission of a very early report in the matter.

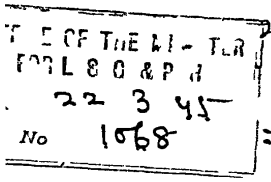
By order

Rec'd 19/2

7 - FEB 1945



(Law Seal)



Mr 110-46-17

60బె

Received by Regd post for Ack due on 16 3 45

COURT FEE

14-3-45

TWO RUPEES

OFFICE OF THE MINISTER FOR PUBLIC WORKS
16 MAR. 1945
No. 1274

OFFICE OF THE MINISTER FOR REVENUE
16 MAR 1945
No. 3486

Law Secretary

16/3

17/3

[illegible] P W D [illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

No A6 2201/44-45
Enclo - File and plans

Office of the Deputy Commissioner,
Chitaldrug District,
Chitaldrug dated 18th May 1 9 4 5

From

A C Nirvani Gowda, Esq , B A ,
Deputy Commissioner,
Chitaldrug District, Chitaldrug.

To,

C Narayanaswamy Naidu Esq , B A , B L ,
Legal Remembrancer & Secretary to Government,
Law Department, Bangalore

Subject - Construction of a Cinema theatre in Harihar Musafirkhana extension by Mr R T Govinda Rao

* * *

Sir,

Adverting to your Memo No L 7774/M1 dated 5th February 1945 forwarding the petition of certain residents of Harihar Town Municipality protesting against the grant of a license for the construction of a cinema theartre on a site in the new musafirkhana extension and calling for a report in the matter, I have the honour to state that the location of the cinema theatre in question corresponds with the site shown in the lay out plan of the musafirkhana extension approved by the Government Architect The plan is enclosed in the records The other plans showing the design of the building and approved by the Government Architect are also forwarded herewith for favour of perusal of Government and return The president reports that as the plan had been approved by the Government Architect, a license to construct the theatre in question was granted

From the report of the President it is seen that the specifications in the plan of the building have not been sent to the Executive Engineer for approval The Executive Engineer, who has since been consulted by this office in the matter says that plan of the building does not satisfy the conditions mentioned in the draft rules prepared by the Government Architect The Government

p t o

Government Architect who inspected the theatre under construction recently, informed me that very inferior materials were being used for the construction, that instead of brickes or stone, pebbles in mud ~~was~~ are being used for the walls and ~~would~~ walles therefore that the construction should be stopped I have therefore asked the President of the Municipality to stops the construction of the building until the Specifications are approved by the Executive Engineer, and that the licensed should be directed to use good and strong fire proof materials for the construction of the theatre after approved by the Executive Engineer,

There is no force in the contention of the petitioners that the Cinema theatre should not be permitted to be constructed on the site in question as the locality is inhabited by the mohommedans and as they have no objection to the disposal of site for construction of shop buildings and stalls

The petition is herewith returned

I have the honour to be,
Sir,
Your most obedient servant,

ms/2

Deputy Commissioner,
Chitaldrug District.

G R S App F G 3

GENERAL AND REVENUE SECRETARIAT

(*Continuation sheet draft form*)

L-12306
enc 1

To,

20/6/45

The D C Chitaldrug Sir,

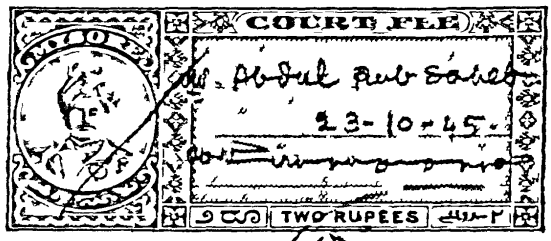
With reference to the correspondence ending with your letter No A 6 2201/44 & 18/5/45 forwarding a petition protesting report on the protest against the construction of a cinema at Harihar, I am directed to state that the residents of the place have also protested against the construction of the building for ~~cinema~~ Municipal cinema at the place — the petition of the residents is sent herewith for perusal and return with the reply I am to and request you to submit a report with your views specifically on the points alleged therein, before the 30th ending this month. I have the

12/6

WD 0525—GPB—7 500—16 '37

OFFICE OF THE ... FOR REVENUE
No. 1006
Dt. 25/10/45

2



C.S. 6.11.45

To

The MINISTER FOR REVENUE IN MYSORE,

BANGALORE.

C. 2972

Respected Sir, 26/10/45

Subject:- REGARDING THE CANCELLATION OF THE SITE PROPOSED TO BE GIVEN TO MR R T GOVINDA RAO, HARIHAR, FOR THE CONSTRUCTION OF A CINEMA THEATRE ETC.,

ADDITIONAL SECRETARY
No
Dt. 27/10

We the Muslim of Harihar Town most respectfully beg leave to submit the following few lines to your benign consideration and for favourable orders thereon at an early date

(i) 1) We are given to understand that the President, Harihar Town Municipality, has granted a license opposed to rules to Mr R T Govinda Rao, for the construction of Cinema theatre in the Musafirkhana extension of Harihar Town without the approval of the District Magistrate and the Government as required by Rules under Cinematograph Act

(ii) 2) The site held by Mr R T Govinda Rao, in the above extension for his factory, has been acquired by the Government in their Order No L 7252/ 1 18-44-7 dated the 8th February 1945 for distribution of sites

(iii) 3) No site has yet been granted to him in lieu of his above site It is not right on the part of the Municipal President to have granted a License for the construction of a cinema theatre there, pending grant of a site elsewhere

(iv) 4) The site, in the Musafirkhana extension of Harihar Town, where Mr R T Govinda Rao intends to construct a Cinema Theatre, was previously been ordered by the then Deputy Commissioner, Chitaldrug, in his Memo No A6 D Dis 1760 of 40-41, to be kept as reserved and that the same

PT O

the same should not be disposed of for any construction The Government have also approved the above action of the Deputy Co missioner, Chitaldrug, in view of the fact that there are a number of Muslim Houses

(V) 5) The record connected to the removal of the Factory of Mr R T Govinda Rao, from that site may kindly be called for and orders of Government may be given effect to keep the above site without being disposed of for any constructions

(VI) 6) Eventhough the stay-order has been served to him by the District Magistrate, Chitaldrug, on 18th May 45 through the President, Town Municipal Council, Harihar, to stop the construction work of the cinema theatre as the site is situated in Mohamadan locality, the gentlemaan is still carrying on the construction work ignoring all these orders So, in this connection, we most respectfully beg to request your honour to cancel the plan approved by the Government Architect, and also cancel the Theatre construction order.

Lastly, we beg to state, that we have submitted the fact on the 20th April 1945 to The Minister For Public Works in Mysore, Bangalore, and a copy to The District Magistrate, Chitaldrug No action has been taken yet in this connection

We hope that your honour will pay kind attention on this and pass early orders, for which act of graciousness, we shall be ever grateful to your kindself

HARIHAR
Dated, 23rd October 45

We Beg To Remain
Respected Sir,
THE LOYAL MUSLIM SUBJECT OF HARIHAR

(1)
(2) Syedwalipeera
(3) Abdul Wahab
(4)

G R S App F G 3

GENERAL AND REVENUE SECRETARIAT

(*Continuation sheet draft form*)

No L-4106

To, The Dy. Commr. Chittagong

24 XI 45

Sir,

In continuation of this office letter No L/12306 of 20-6-45 calling for a report on the petition received from the muslim residents of Hairchar Town protesting against the ~~construction~~ grant of licence for the construction of a cinema by one M. Ramzan Ali, I am directed to forward herewith another petition of 23/10/45 received from them on the subject and to request you to submit the report called for on the complaint made therein without any further delay.

I have etc

WD 0565—GPB—22 500—8 11 38

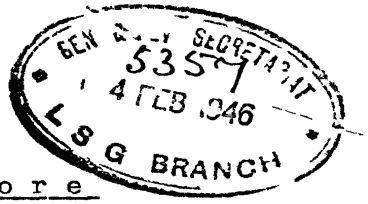
The records sent with your letter No A6 2201/Gore of 18-5-45 on the subject are sent herewith for reference & return

By Reg Post

R Dis No A6 C 2201/44-45

Office of the Deputy Commissioner,
Chitaldrug District,
Chitaldrug, dated, 24th January 1946

Encl 3 files containing all the References



J B Mallaradhya Esq, M A.,
Secretary to Government of Mysore,
Revenue Department, Bangalore

Subject, Construction of a cinema theatre by Mr R T Govinda Rao at Harihar

Sir,

With reference to your letter No L 4106 dated 24-11-45 on the above subject, forwarding another petition dated 23-10-45 received from the Muslim residents of Harihar protesting against the grant of license for the construction of a cinema theatre by Mr T R Govinda Rao and calling for my report on the complaints made therein, I have the honour to state as follows

2) The allegations made in the petition are,

(i) that the President of Harihar Municipality has issued the license contrary to the rules also, etc,

(ii and iii) that the site held by Mr T R Govinda Rao was acquired as per notification No L 7252/M1 18-44-7 dated 8-2-1945 and it has not been granted to him by the Land Acquisition Officer etc,

(iv and v) that the site was ordered to be reserved by the Deputy Commissioner in A6 C D Dis 1760 of 40-41 and the same was approved by Government in view of the fact that there were a number of Muslim houses in the neighbourhood also,

(vi) that Mr Govinda Rao is proceeding with the construction of the cinema inspite of the fact that a stay order has been issued by the District Magistrate

The petitioners have also made a request that the plan approved by the Govt Architect may be cancelled and the construction of the theatre on the site may not be permitted in view of the site being situated in a Mohammadan locality

3) In regard to the 1st allegation, the President of the

Harihar

Harihar Municipality in his No H C 22/45-46 dated 28-7-45 has reported that he has issued the license by virtue of the powers vested in him as per building bye-laws in force sanctioned by Govt in their order No 10745- M1 53-18-4 dated 20-2-1919 The site in question has been allotted for the construction of a cinema theatre in the lay out plan of the Musafirkhana extension which has been approved by the Govt Architect The Executive Engineer,Chitaldrug has further scrutinised the estimates and plans and reported in his letter No 538 dated 31-12-1945,that the plan satisfies all the conditions mentioned in the draft rules framed by the Govt Architect and recommended the grant of permission to Mr Govinda Rao for the construction of the theatre

4) In regard to the allegations in (ii) and (iii) the President of the Municipality, in his No H C 80/44-45 dated 14-1-46, has clearly reported that as per Govt notification No L 7252/M1 18-44-7 dated 19-1-45,only 39 sites (1 to 44 excluding site Nos 23,31, 32, 33 and 37) were ordered to be acquired and the site in question belonging to Mr Govinda Rao and bearing No 45 was not ordered to be acquire acquired at all and inthese circumstances, no proceedings for the acquisition of this site were taken up

5) In regard to allegations iv and v prior to the formation of the present Musafirkhana extension, there was a ground-nut decorticating factory put up by Mr Govinda Rao on this site The residents of Harihar town presented a petition to Government on 17-7-1940 for the shifting of this factory to some other place on account of the noice, and bustle and dust from the factory there The Municipal Council,Harihar resolved to acquire the site and the cost of acquisition was estimated at Rs 6000/ At this stage, Mr Govinda Rao removed the factory elsewhere on his own accord, and a proposal was made to Govt in this office letter No A6 1760/40-41 dated 14-11-42 ,in these circumstances , to drop the question of acquisition The proposal was accepted by Government vide letter No L 6411/M1 119-41-226 dated 6-1-43

from

from the Secretary to Government,Law Department

6/ In regard to allegation No 6,as it was reported by the Executive Engineer in his No 519 dated 4-5-45 that Mr Govinda Rao was using inferior materials for the construction of the theatre,its further construction was ordered to be stopped by my predecessor The Executive Engineer has since inspected the spot and has approved the specifications of the work according to the plans and estimates

7/ The allegations contained in the petition appear to be the out come of party faction in the town I have also inspected the spot on 11-1-46 in company with the President of the Municipality and made enquiries The site in question is situated to the North of the road running in front of the Veterinary Dispensary The few tombs referred to in the petition are on the other side of the road I fail to see how the existence of a few tombs can stand as an impediment for the construction of the theatre Besides, the Govt Architect has selected the site as the one best fitted for the construction of the theatr and has accordingly allowed the same on the lay out plan approved by him I fully concur with the opinion of my predecessor that there is absolutely no force in the objections raised by the petitioners Mr Govinda Rao has obtained license from the Municipality so far back as 31-12-1944 and has collected all the materials at a heavy cost and employed mechanics etc , and is daily incurring heavy loss by reason of the stoppage of the work I have permitted him to proceed with the construction as the Executive Engineer has approved the plans and specifications and my predecessor had stopped the work wearly on the objection raised by the Executive Engineer that inferior materials were being used

The entire file of records received with your letter under reply is herewith returned along with the following references

for favour of information of Government.

1) Copy of letter No 588 dated 31-12-1945 received from the Executive Engineer,Chitaldrug with the plans and estimates

(2) Copy of draft rules framed by the Govt Architect and which are under the consideration of Government

(3) Copy of Government notification No L 7252/M1 18-44 -7 dated 19-1-45 ordering the acquisition of sites 1 to 44 excluding site No 23, 31, 32, 33 and 37 in the Musafirkhana extension

4) The entire file bearing No 1760/40-41 re shifting of Mr R T Govinda Rao's factory at Harihar

(5) Copy of building license No 49/44-45 dated 31-12-44 issued by the President of the Harihar Municipality

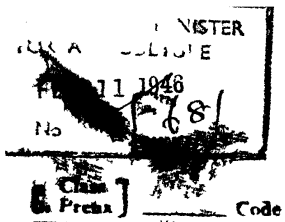
(6) Petition dated 23-10-45 of the Mohammadan residents addressed to Government

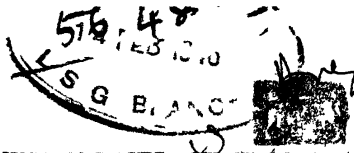
(7) Letter No H C 22/45-46 dated 28-7-45, 80/44-45 dated 14-1-46 of the President of Harihar

I have the honour to be,
Sir,
Your most obedient Servant,

for Deputy Commissioner,
Chitaldrug District

C M F 4/





INDIAN POSTS AND TELEGRAPHS DEPARTMENT

Class of Prefix ____ Code ____ No ____

Recd. from ____ By ____

Sent at ____ H ____ M
To ____
By ____

Handed in at (Office of Origin)	Date	Hour	Minute	Service Instructions
[illegible]	12	11	—	X [illegible]

Recd here at 12 H. 50

TO

R Sen [illegible] agricultural Minister

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should not [illegible] [illegible]
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N B—The name of the Sender, if telegraphed, should be written after last address from the ori

INDIAN POST AND TELEGRAPH DEPT.

No

Class / Prefix] Code

Office Stamp

Sent at H M

Rcvd. from

To

By

By

Handed in at (Office of Origin). | Date | Hour | Minute | Service Instructions

Rcvd. here at H. M

TO

[illegible] deputation [illegible]

[illegible]

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N. B.—The name of the Sender, if telegraphed, should be written after but separated from the text.

C.

INDIAN POSTS AND TELEGRAPHS DEPARTMENT.

OFFICE OF THE MINISTER FOR REVENUE

No. P 7903.

Date 12-2-46

a OFFICE OF THE MINISTER FOR LAW

No P 790

Words

TO Ramchar 10 11

Can Minister

resolved that cinema theatre should not be constructed by ~~n~~ T govindarao in this ~~m~~ Muslim ~~locality~~ ~~for~~ stopping license

CHIEF SECRETARY 13 FEB 1946 GOVT OF MYSORE

N.B. Either the name of the Sender if telegram is written, or the Office from which it is sent, must be given.

Bangalore Press, Calcutta—No. 49 (5170)B 215)—(9 2 45 —1,00 000 Bks.

pay
A

Office Stamp

Words

TO

All deputation present before
your honour

T Muhammad
Ibrahim, R A member

N B —The name of the Sender if telegraphed in cipher should be written above the word

Eden Press, Calcutta—No 49 (5170/B 215)—10 2-45—1,60,000 Lks

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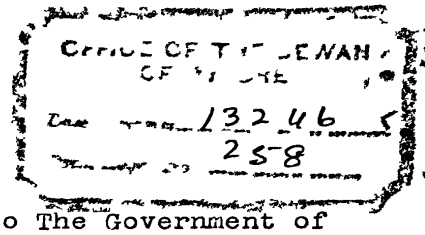
Rev Sec) h
13/12/46



5649

BRANCH

The Dewan to The Government of
His Highness The Maharaja Of Mysore,
BANGALORE

Respected Sir,

In continuation of [redacted] telegram of yesterdate, we the undersigned Muslim [redacted] A Member and the Muslims of Harihar Town, beg to bring the following few lines to your kind consideration and early favourable orders

Though several orders have been passed by the honourable Government to stop the construction of Mr R T Govinda Rao's cinema theatre, the Deputy Commissioner and the Amildar-President acting contrary to the Government orders, have permitted again ~~to~~ Mr R T Govinda Rao to continue the construction of the theatre

Therefore, we most humbly beg to request your honour, that immediate cancellation orders for the construction of the said theatre in that place may kindly be passed, as that place is situated in the centre of Mohamadan locality and opposite to Khabrastan It is needless to mention again that the situation between Hindus and Mohamadans is not satisfactory If any sort of recreation encouraged in that particular place, we fear that the situation in the town may grow worse

We once again pray that the honourable Government will consider this and cancel the order which has now been granted by the Deputy Commissioner, Chitaldrug

P T O

For which act of graciousness, we shall all remain ever grateful and thankful to your honour.

We beg to remain
Respected Sir,
Your most obedient Muslim Subject
(R A Member)

HARIHAR
11th February 46

No A6 C 9201/44-45

Encl 2

Office of the Deputy Commissioner,

Chitaldrug, dated, 16th March 1946.

GEN & R SECRETARIAT
6564
20 MAR 1946
L S G BRANCH

To

V Vedavyasacharya Esq, B A,
Chief Secretary to Government of Mysore,
Bangalore

Subject, Construction of a theatre at Harihar by Mr R T Govinda Rao

Sir,

CHIEF SECRETARY
17 MAR 1946
OF MYSORE

With reference to your letter No P 5048 dated 15-2-1946 on the above subject, I have the honour to enclose herewith a copy of my letter of even number dated 24-1-1946 addressed to the Secretary to Government, Revenue Department, in the matter which is self-explanatory. I have also requested the Executive Engineer Chitaldrug to inspect the spot and intimate whether the party is constructing the theatre in accordance with the specification approved by him. Further communication will be made on receipt of his report.

I have the honour to be,
Sir,
Your most obedient Servant,

Deputy Commissioner,
Chitaldrug District

C M F 3/

Copy of Letter No A6 C 2201/44-45 dated 24th January 1946 from the Deputy Commissioner, Chitaldrug to the Secretary to Government of Mysore, Revenue Department, Bangalore

==========

With reference to your letter No L 4106 dated 24-11-1945 on the above subject, forwarding another petition dated 23-10-1945 received from the Muslim residents of Harihar protesting against the grant of license for the construction of a cinema theatre by Mr RT Govinda Rao and calling for my report on the complaints made therein, I have the honour to state as follows,

2) The allegations made in the petition are,

(i) that the President of Harihar Municipality has issued the license contrary to the rules etc ,

(ii) and iii) that the site held by Mr RT Govinda Rao was acquired as per notification No L 7252/41 18-44-7 dated 8-9-1945 and it has not been granted to him by the Land Acquisition officer etc,

(iv and V) that the site was ordered to be reserved by the Deputy Commissioner in A6 C D Dis 1760 of 40-41 and the same was approved by Government in view of the fact that there were a number of Musli houses in the neighbourhood also,

(vi) that Mr Govinda Rao is proceeding with the construction of the Cinema inspite of the fact that a stay order has been issued by the District Magistrate

The petitioners have also made a request that the plan approved by the Government Architect may be cancelled and the construction of the ~~theatre~~ theatre on the site may not be permitted in view of the site being situated in a Mohammadan Locality

3) In regard to the Ist allegation, the President of Harihar municipality in his No H C 29/45-46 dated 28-7-1945 has reported that he has issued the license by virtue of the powers vested in him as per building bye-laws in force sanctioned by Government in their order No 10745-M1 53-18-4 dated 20-9-1919 The site in question has been allotted for the construction of a cinema theatre in the lay out plan of the Musafirkhana extension which has been approved by the Government Architect The Executive Engineer, Chitaldrug has further scrutinised the estimates and plans and reported in his letter No 538 dated 31-12-1945, that the plan satisfies all the conditions mentioned in the draft rules framed by the Government Architect and recommended the grant of permission to Mr Govi/

Rao for the construction of the theatre

In regard to the allegations in (ii) and (iii) the President of the Municipality, in his No H C 80/44-45 dated 14-1-1946, has clearly reported that as per Govt notification No L 7252/M1 18-44-7 dated 19-1-1945, only 39 sites (1 to 44 excluding site Nos 23,31, 32, 33 and 37) were ordered to be acquired and the site in question belonging to Mr Govinda Rao and bearing No 45 was not ordered to be acquired at all and in these circumstances, no proceedings for the acquisition of this site were taken up

In regard to allegations iv and v, prior to the formation of the present Musafirkhana extension, there was a ground-nut decorticating factory put up by Mr Govinda Rao on this site The residents of Harihar town presented a petition to Government on 17-7-1940 for the shifting of this factory to some other place on account of the noice, and bustle and dust from the factory there The Municipal Council, Harihar resolved to acquire the site and the cost of acquisition was estimated at Rs 6000/ At this stage Mr Govinda Rao removed the factory elsewhere on his own accord, and a proposal was made toGovt in this office letter No M6 17/0/40-41 dated 14-11-1942, in these circumstances to drop the question of acquisition The proposal was accepted by Government vide letter No L 6411/M1 119-41-226 dated 6-1-43 from the Secretary to Government, Law Department

In regard to allegation No 6, as it was reported by the Executive Engineer in his No 519 dated 4-5-1945 that Mr Govinda Rao was using inferior materials for the construction of the theatre, its further construction was ordered to be stopped by my predecessor The Executive Engineer has since inspected the spot and has approved the specifications of the work according to the plans and estimates

The allegations contained in the petition appear to be the out come of party faction in the town I have also inspected the spot on 11-1-1946 in company with the President of the Municipality and made enquiries The site in question is situated to the North of the road running in front of the Veterinary Dispensary The

few tombs referred to in the petition are on the other side of the road I fail to see how the existance of a few tombs can stand as an impediment for the construction of the theatre Besides, the Government Architect has selected the site as the one best fitted for the construction of the theatre and has accordingly allowed the same on the lay out plan approved by him I fully concur with the opinion of my predecessor that there is absolutely no force in the objections raised by the petitioners Mr Govinda Rao has obtained license from the Municipality so far back as 31-12-1944 and has collected all the materials at a heavy cost and employed mechanics etc , and is daily incurring heavy loss by reason of the stoppage of the work I have permitted him to proceed with the construction as the Executive Engineer has approved the plans and specifications and my predecessor had stopped the work mearly on the objection raised by the Executive Engineer that inferior materials were being used

The entire file of records received with your letter under reply is herewith returned along with the following references for favour of information of Government

1) Copy of letter No 588 dated 31-12-1945 received from the Executive Engineer,Chitaldrug with the plans and estimates
2) Copy of draft rules framed by the Government,Architect and which are under the consideration of Government
3) Copy of Government notification No L 725?/M1 18-44-7 dated 1?-1-45 ordering the acquisition of sites 1 to 44 excluding site No ?3, 31, 32, 33 and 37 in the Musafirkhana extension
4) The entire file bearing No 1760/ 40-41 re shifting of Mr R T Govinda Rao's factory at Harihar
5) Copy of building license No 4?/44-45 dated 31-1?-1944 issued by the President of the Harihar Municipality
6) Petition dated ?3-10-1945 of the Mohammadan residents addressed to Government
7) Letter No H C ??/45-46 dated 23-7-1945, 80/44-45 dated 14/46

of the President of Harihar.

"C o p y"

Deputy Commissioner,
Chitaldrug Dist

Letter No.888 dated 31st December 1945 from the Executive Engineer,Chitaldrug Division to the Deputy Commissioner,Chitaldrug District,Chitaldrug.

Subject;, I have the honour to forward herewith the plan and calculations received from Mr.T.T.Govi da Rao,harihar duly approved as the plan satisfies all the conditions mentioned in the memoran dum of rules framed by the Government Architect.

The necessary license may kindly be granted to him for building the cinema theatre in accordance with the plans and designs enclosed herewith duly approved by me.

During the execution the following suggestions may be adopted.

1. It is advisible to use 1½ depth of cement concrete 1,4;8 instead of surki concrete as noted in the section sheet of foundation.

2. It is better if walls in in between the pillars are constructed with burnt brick in mortar instead of burnt brick in mud as the former is capable of taking more load than burnt brick in mud besid it prevents white ants.

3. Regarding R.C.C. lintels over doors and windows, it is better to cranck alternative rods at 1/5 span and 3/8 stirrups used.

4 With respect to R.C.C. beams cranking of alternative bars is necessary and also 3/8" rod stimps from 6" to 9" centre to concrete from the end towards the centre are necessary to be used and it is better to use 1" rods equal in area of steel required instead of 1 1/8" inch diamatetor rods as noted in the calculation sheet

5. It is better to use two way reinforcements for Balcony slab.

6 During the execution of all R.C.C. works fabrication work must be got approved by a competent and experienced Engineer and necessary certificate to that effect that may be obtained from him by the owner.

7. The design for R.C.C. stair case of wooden stair case if necessary may be got approved before execution.

8. Regarding trusses ,the sizes of the members should be adopted in accordance with the sizes noted in the calculation sheets as well in the drawing sheets.

9.All tension members may be of 2½" x3/8" flat instead of doubl- angle iron of ¼" thick.

10. The gusset plates should be 3/8" thick plate in double instead of ½" thick plate as noted in the plan.

11. The size of purlins to be used may be got approved before execution.

12. Stone tem plates 8" to 9" thick of the full width of the wall should be used below each truss.

13. Subsequent altertions before during and after construction of theatre building need approval of the xecutive Engineer.

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" C o p y ".

C.M.F.4/. For Deputy Commissioner, Chitaldrug Dist.

1811

6390

To The Minister for Agriculture to the
Government of His Highness the Maharaja of Mysore,
Bangalore

Petitioners:- The Muslim residents of Harihar Town.

Respected sir,

Sub. Grant of license to Mr.R.T.Govinda Rao, to construct a Cinema House at Harihar by the Deputy Commissioner, Chitaldrug contrary to order previously passed about the same

(5648/I)

We the muslim residents of Harihar beg most respectfully to place the following few facts for your kind consideration and pray that records connected with the above subject may kindly be called for and the order of the Deputy Commissioner granting license to construct a Cinema House to Mr.R.T.Govinda Rao,be cancelled in the interests, peace and tranquility and good feeling among the various communities of the place.

1. That on 28-3-1945 we presented to the Government a petition praying that the land asked for by Mr.R T.Govinda Rao for construction of a Cinema House in Musafhir khana extension at Harihar may not be granted for the reasons recited therein, i.e.,

(i) The site held by R.T.Govinda Rao, in the above extension for his factory has been acquired by Government in their Order No.L.7252/M1 18-44-7 dated

dated 8th February 1945 for distribution of sites

(ii) No site has yet been granted to him in lieu of his above site It is not right on the part of the Municipal President to have granted a license for the construction of a Cinema Theatre there, pending grant of a site elsewhere.

(iii) The site held by Mr R T Govinda Rao, in the Muzafhir khana extension of Harihar town, where Mr R.T.Govinda Rao intends to construct a Cinema Theatre, has previously been ordered by the then Deputy Commissioner,Chitaldrug, in his office Memo No.A6.D Dis 1760 of 40-41, to he kept reserved and that the same should not be disposed of for any construction. The Government have also approved the above action of the Deputy Commissioner,Chitaldrug, in view of the fact that there are a number of muslim houses and a Khabarastan by the side of the site in question.

2. The Government were pleased to agree with the recommendations of the then Deputy Commissioner and refused permission to Mr.R T.Govinda Rao to construction of his theatre.

3. But Mr R T.Govinda Rao re-opened the question after the present Deputy Commissioner came to Chitaldrug and for reasons least known to himself, the Deputy Commissioner has issued a license and permitted him to construct his Cinema theatre which he is going with great haste.

4 Only a short-time ago on a petition presented by the public of Harihar to the Government to call for a report from the Deputy Commissioner in this behalf but the Deputy Commissioner after the receipt of this communication from Government has granted license and then reported, that the license has already been granted.

5 The action of the Deputy Commissioner is really illegal and contrary to the previous orders of the Government and provisions of the Mysore Cinematograph Act.

Wherefore the petitioners pray that the license granted by the Deputy Commissioner be suspended pending further enquiry and dispose of the matter finally.

Harihar.)
)
25-2-1946)

We beg to remain,
Respected sir,
The Loyal Muslim subjects of Harihar

C N Khan

Abdul Aleem

HS Raghavachar

RA MEMBER

M Budhan

Hamed

Rahamtulla

Abdul Rahman

5603

2775/-

GEN & REV SECRETARIAT 6109 BRANCH

Before the Dewan in Mysore, Govt of Mysore, Bangalore

Petitioners - The Muslim residents of Harihar Town

Respected sir,

Sub Grant of license to Mr R T Govinda Rao, to construct a Cinema House at Harihar by the Deputy Commissioner, Chitaldrug contrary to order previously passed about the same

---

We the muslim residents of Harihar beg most respectfully to place the following few facts for your kind consideration and pray that records connected with the above subject may kindly be called for and the order of the Deputy Commissioner granting license to construct a Cinema House to Mr R T Govinda Rao, be cancelled in the interests, peace and tranquility and good feeling among the various communities of the place

1 That on 28-3-1945 we presented to the Government a petition praying that the land asked for by Mr R T Govinda Rao for construction of a Cinema House in Muzafhir khana extension at Harihar may not be granted for the reasons recited therein, i e ,

(1) The site held by R T Govinda Rao, in the above extension for his factory has been acquired by Government in their Order No L 7252/M1 18-44-7 dated

dated 8th February 1945 for distribution of sites

(ii) No site has yet been granted to him in lieu of his above site It is not right on the part of the Municipal President to have granted a license for the construction of a Cinema Theatre there, pending grant of a site elsewhere

(iii) The site held by Mr R T Govinda Rao, in the Muzafhir khana extension of Harihar town, where Mr R T Govinda Rao intends to construct a Cinema Theatre, has previously been ordered by the then Deputy Commissioner, Chitaldrug, in his office Memo No A6 D Dis 1760 of 40-41, to he kept reserved and that the same should not be disposed of for any construction The Government have also approved the above action of the Deputy Commissioner, Chitaldrug, in view of the fact that there are a number of muslim houses and a Khabarastan by the side of the site in question

2 The Government were pleased to agree with the recommendations of the then Deputy Commissioner and refused permission to Mr R T Govinda Rao to construction of his theatre

3 But Mr R T Govinda Rao re-opened the question after the present Deputy Commissioner came to Chitaldrug and for reasons least known to himself, the Deputy Commissioner has issued a license and permitted him to construct his Cinema Theatre which he is going with great haste.

4 Only a short time ago on a petition presented by the public of Harihar to the Government to call for a report from the Deputy Commissioner in this behalf but the Deputy Commissioner after the receipt of this communication from Government has granted license and then reported that the license has already been granted.

5. The action of the Deputy Commissioner is really illegal and contrary to the previous orders of the Government and provisions of the Mysore Cinematograph

Wherefore the petitioners pray that the license granted by the Deputy Commissioner be suspended pending further enquiry and dispose of the matter finally

Harihar)
)
25-2-1946)

We beg to remain,
Respected sir,
The Loyal Muslim subjects of Harihar

C N Khan
Syed Abbas
Abdul Ahmed
H S Aryngh Khan
RAMEMBER
M. Budhan
Hamed
Rahamtulla
Mohamad Kadar
Abdul Rahman

Chief Secretary

27/2

Rev Secy wires 27/2

OFFICE OF THE MINISTER FOR REVENUE
No L 2200
Date 27-2-46

To

The Revenue Minister to the Government
of His Highness the Maharaja of Mysore,
Bangalore

Petitioners:- The Muslim residents of Harihar Town.

Respected sir,

Sub: Grant of license to Mr.R.T.Govinda Rao, to construct a Cinema House at Harihar by the Deputy Commissioner, Chitaldrug contrary to order previously passed about the same.

We the muslim residents of Harihar beg most respectfully to place the following few facts for your kind consideration and pray that records connected with the above subject may kindly be called for and the order of the Deputy Commissioner granting license to construct a Cinema House to Mr.R.T.Govinda Rao,be cancelled in the interests, peace and tranquility and good feeling among the various communities of the place.

1. That on 28-3-1945 we presented to the Government a petition praying that the land asked for by Mr.R.T.Govinda Rao for construction of a Cinema House in Musafhir khana extension at Harihar may not be granted for the reasons recited therein, i.e.,

(1) The site held by R.T.Govinda Rao, in the above extension for his factory has been acquired by Government in their Order No.L.7252/M1.18-44-7 dated

dated 8th February 1945 for distribution of sites.

(ii) No site has yet been granted to him in lieu of his above site. It is not right on the part of the Municipal President to have granted a license for the construction of a Cinema Theatre there, pending grant of a site elsewhere.

(iii) The site held by Mr.R.T.Govinda Rao, in the Musafhir Khana extension of Harihar town, where Mr.R.T.Govinda Rao intends to construct a Cinema Theatre, has previously been ordered by the then Deputy Commissioner,Chitaldrug, in his office Memo No.A6.D.Dis.1760 of 40-41, to be kept reserved and that the same should not be disposed of for any construction. The Government have also approved the above action of the Deputy Commissioner,Chitaldrug, in view of the fact that there are a number of muslim houses and a Khabarastan by the side of the site in question.

2. The Government were pleased to agree with the recommendations of the then Deputy Commissioner and refused permission to Mr.R.T.Govinda Rao to construction of his theatre.

3. But Mr.R.T.Govinda Rao re-opened the question after the present Deputy Commissioner came to Chitaldrug and for reasons least known to himself, the Deputy Commissioner has issued a license and permitted him to construct his Cinema Theatre which he is going with great haste.

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5. The action of the Deputy Commissioner is really illegal and contrary to the previous orders of the Government and provisions of the Mysore Cinematograph Act.

Wherefore the petitioners pray that the license granted by the Deputy Commissioner be suspended pending further enquiry and dispose of the matter finally.

Harihar.
28-2-1946.

We beg to remain,
Respected sir,
The Loyal Muslim subjects of Harihar.

C N Khan

Abdul Aleem

H.S Arjunkhan

RAMEMBER

M. Buelhan

Hamed

Rahamtulla

Abdul Rahim

Appendix F G —1]

SUBJECT

Diary No of letter replied to

General and Revenue Secretariat

( )

the 194

Date of issue 15/3/47

Signed by Mr J R Rao

List of enclosures

Copied by

Examined by

Section ML

File No 110-46

Serial No 18

No A. 12615
R

To The Dy Commr, Chitaldrug Dt

Sir,

With reference to the correspondence ending with your letter No A6 C 2201/44-45 dy 10-1-47 re the construction of a cinema theatre by Sri Govinda Rao at Harihar I am directed to return herewith the file of your office on the subject for record in your office

I have the honour to be
Sir
Your most obt servt
for Secy to Govt
Rev Dept

WD 02 45—GPB—2,000— 4 6 46